

Message Text

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ACTION DHA-02

INFO OCT-01 EA-07 ISO-00 DODE-00 L-03 PM-04 H-01
NSC-05 SP-02 SS-15 CIAE-00 INR-07 NSAE-00 AID-05
IGA-02 TRSE-00 OMB-01 /055 W
-----064123 150754Z /13

R 150625Z JUL 77

FM AMEMBASSY MANILA
TO SECSTATE WASHDC 2390
INFO CINCPAC

C O N F I D E N T I A L SECTION 1 OF 2 MANILA 10902

CINCPAC FOR POLAD

E.O. 11652: GDS
TAGS: SHUM, MASS, RP
SUBJECT: REPRESENTATIVE FRASER INQUIRY ON HUMAN RIGHTS AND
SECURITY ASSISTANCE

REF: (A) STATE 159593; (B) MANILA 8038

1. SUMMARY: JUSMAG PROCEDURES TO HELP ENSURE MATERIAL PROVIDED UNDER SECURITY ASSISTANCE PROGRAM (SAP) IS NOT USED IN LAW ENFORCEMENT OR REPRESSION OF HUMAN RIGHTS INCLUDE A) INTERNAL SYSTEM OF MEMORANDA MONITORING FLOW OF ITEMS FROM INCEPTION TO DISPOSAL, B) IDENTIFICATION OF AFP UNITS ACCORDING TO ACTIVITY, C) ANALAYSIS OF AFP FORCE STRUCUTRE, D) REQUIRMENT THAT AFP NOTIFY JUSMAG OF MATERIAL DISTRIBUTION, E) STAFF VISITS TO MONITOR END ITEM USE, AND F) REQUIRMENT THAT AFP SUBMIT ANNUAL INVENTORY REPORTS OF ALL SAP-FURNISHED MATERIAL. WHILE MONITORING PROCEDURES ARE NOT FOOLPROOF, WE HAVE NO REASON TO BELIEVE AFP HAS DIVERTED SAP MATERIAL TO UNAUTHORIZED UNITS. MOREOVER, PRESIDENT MARCOS MOST PROBABLY IS TOO SHREWD TO RISK JEOPARDIZING SECURITY ASSISTANCE PROGRAM BY CIRCUMVENTION OF USG REGULATIONS. END SUMMARY.

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2. JUSMAG USES FOLLOWING PROCEDURES TO ENSURE DEFENSE ARTICLES AND EQUIPMENT PROVIDED UNDER THE SECURITY ASSISTANCE PROGRAM (SAP) AND ARE NOT USED IN LAW ENFORCEMENT OR REPRESSION OF HUMAN RIGHTS:

A. GENERAL. JUSMAG EMPLOYS A SERIES OF INTEGRATED ACTIONS TO MONITOR FLOW OF ARTICLES AND EQUIPMENT FROM INCEPTION TO DISPOSAL.

B. UNIT IDENTIFICATION. INTEGRATED ACTIVITIES WITHIN THE ARMED FORCES OF THE PHILIPPINES (AFP) WHICH CONSTITUTE IDENTIFIABLE UNITS ARE ASSIGNED MAP ELEMENT CODES (MAPELS) DISTINGUISHING BETWEEN ACTIVITIES JUSMAG IS AUTHORIZED OR IS NOT AUTHORIZED TO SUPPORT. THIS IS PARTICULARLY IMPORTANT IN CASE OF PHILIPPINE CONSTABULARY (PC), WHICH HAS BOTH MILITARY AND POLICE FUNCTIONS.

JUSMAG IS NOT AUTHORIZED TO SUPPORT ANY ELEMENTS OF THE PHILIPPINE CONSTABULARY OTHER THAN COMBAT UNITS. PC COMBAT UNITS HAVE THE SAME ROLE AS REGULAR ARMY COMBAT UNITS AND THE MAJORITY IS DEPLOYED IN MINDANAO AGAINST MUSLIM INSURGENCY. JUSMAG HAS SUPPORTED PC COMBAT UNITS IN PAST, BUT NO FUNDS ARE PROGRAMMED FOR SUCH SUPPORT IN FY 1978.

C. FORCE STRUCTURE ANALYSIS. JUSMAG REGULARLY REVIEWS FORCE STRUCTURE PROVIDED BY AFP, COMPARING AUTHORIZED LEVELS OF EQUIPMENT WITH AMOUNTS ON HAND TO DETERMINE WHETHER ADDITIONAL EQUIPMENT SHOULD BE PROGRAMMED FOR PARTICULAR XOOGIES. IF FORCE IS AT AUTHORIZED LEVEL, NO EQUIPMENT IS PROGRAMMED, THEREBY PREVENTING POSSIBLE EXCESS WHICH AFP COULD REDISTRIBUTE.

D. DISTRIBUTION OF MAP MATERIAL. JUSMAG MONITORS DISTRIBUTION OF MAP MATERIAL TO AUTHORIZED UNITS UPON ITS ARRIVAL IN PHILIPPINES IN ACCORDANCE WITH ESTABLISHED JUSMAG PROCEDURES. THESE PROCEDURES REQUIRE AFP NOTIFY CONFIDENTIAL

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JUSMAG OF EQUIPMENT'S DISTRIBUTION. IF A VALID REASON, SUCH AS REORGANIZATION OR CHANGE IN MISSION OR PERSONNEL STRENGTH, EXISTS FOR NOT ISSUING ITEMS TO THE UNITS FOR WHICH PROGRAMMED, JUSMAG MUST BE ADVISED OF ANY PROPOSED DEVIATION. ITEMS IDENTIFIED AS ATTRITION REPLACEMENTS, REQUIRE A REPORT TO JUSMAG OF AN IDENTICAL QUANTITY OF LIKE EQUIPMENT TO BE RELINQUISHED THROUGH SUPPLY ACTION UPON THE ARRIVAL OF THE NEW EQUIPMENT.

E. END ITEM USE. JUSMAG PROCEDURES ALSO PRESCRIBE THE MONITORING OF END ITEM USE OF SAP-FURNISHED MATERIAL. THESE INCLUDE ASSIGNMENT OF AN ACTION OFFICE TO COORDINATE STAFF VISITS AND FILING OF TRIP REPORTS TO SATISFY JUSMAG'S STATUTORY RESPONSIBILITY OF ASSURING THAT SUPPORT FURNISHED TO AFP IS USED FOR INTENDED PURPOSE.

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NSC-05 SP-02 SS-15 CIAE-00 INR-07 NSAE-00 AID-05
IGA-02 TRSE-00 OMB-01 MC-02 IO-13 ACDA-07 /077 W
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R 150625Z JUL 77
FM AMEMBASSY MANILA
TO SECSTATE WASHDC 2391
INFO CINCPAC

C O N F I D E N T I A L SECTION 2 OF 2 MANILA 10902

CINCPAC FOR POLAD

2 F. ANNUAL INVENTORY REPORT. JUSMAG REQUESTS FROM THE
AFP A REPORT OF ANNUAL INVENTORY OF ALL SAP-FURNISHED
MATERIAL. THIS REPORT SPECIFIES UTILIZATION OF MATERIAL.

3. THREE RECENT EXAMPLES OF AFFIRMATIVE ACTION TAKEN BY
JUSMAG IN ACCORDANCE WITH ABOVE MONITORING PROCEDURES ARE:

A. FY 1976 ANNUAL INVENTORY FURNISHED BY THE AFP
CONTAINS SOME DISCREPANCIES. FOR EXAMPLE, WHEN COMPARED
TO IN-HOUSE JUSMAG RECORDS MAINTAINED IN COMPLIANCE WITH
JUSMAG PROCEDURES, THE AFP INVENTORY DID NOT INCLUDE A RECENT
ACQUISITION OF BROWNING AUTOMATIC RIFLES. JUSMAG IS REQUESTING
CLARIFICATION FROM AFP.

B. AFP HAS REQUESTED 100,000 M14 RIFLES TO BE SUPPLIED
VIA FMS. JUSMAG DETERMINED THAT QUANTITY REQUESTED APPEARS
TO BE EXCESSIVE AND HAS NOTIFIED AFP THAT PROCESSING OF
REQUEST CONTINGENT ON DETAILED ACCOUNTING OF ALL SAP-
FURNISHED INDIVIDUAL WEAPONS. CASE WILL NOT BE FINALIZED
IF IT APPEARS THAT THE WEAPONS REQUESTED EXCEED AFP REQUIRE-
MENTS.

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C. AFP RECENTLY REQUESTED FMS CASE FOR 250 ADDITIONAL
M35A2 TWO AND ONE-HALF TON TRUCKS. PRIOR TO REQUESTING
LOA, JUSMAG REQUIRED AFP PROVIDE COMPLETE JUSTIFICATION,
INCLUDING SHORTAGES, REQUIREMENTS BY SERVICES, AND PROPOSED
DISTRIBUTION OF NEW VEHICLES TO BE PROCURED UNDER FMS
PROCEDURES.

4. WE ARE NOT AWARE OF ANY VIOLATIONS OF MILITARY ASSISTANCE SALES MANUAL PROVISIONS. JUSMAG STAFF OFFICERS RECENTLY COMPLETED VISITS TO GROUND FORCES UNITS, BOTH ARMY AND PC, IN TWENTY-FIVE PROVINCES; NO DISCREPANCIES WERE OBSERVED. COMPLETELY FAIL-SAFE MONITORING SYSTEM IS OF COURSE NOT POSSIBLE TO ESTABLISH. MONITORING CAPABILITY LIMITED BY JUSMAG STAFFING LEVEL AND TRAVEL RESTRICTIONS WHICH PROHIBIT JUSMAG PERSONNEL FROM VISITING APPROXIMATELY 75 PERCENT OF AFP GROUND FORCES STATIONED IN MINDANAO. AFP THEORETICALLY COULD DIVERT SOME SAP-FURNISHED MATERIAL TO UNAUTHORIZED AFP ELEMENTS WITHOUT DETECTION. WE CANNOT COMPLETELY RULE OUT, FOR EXAMPLE, UNDETECTED TRANSFER OF AN OCCASIONAL TRUCK OR FIREARM FROM PC COMBAT TO PC INTELLIGENCE UNITS. HOWEVER, WE ARE NOT AWARE OF ANY INTENT ON PART OF GOP TO CIRCUMVENT OUR REQUIREMENTS BY SURREPTITIOUSLY DIVERTING SAP MATERIAL TO UNAUTHORIZED UNITS.

5. MOST PROBABLY PRESIDENT MARCOS IS TOO SHREWD TO RISK JEOPARDIZING SECURITY ASSISTANCE PROGRAM BY CONTINUING DIVERSION OF DEFENSE ARTICLES AND EQUIPMENT FROM INTENDED USES. MOREOVER, WHILE PHILIPPINE OPPOSITIONISTS SOMETIMES CRITICIZES USG FOR WHAT THEY VIEW AS ITS OVERALL MILITARY AND ECONOMIC SUPPORT OF THE MARCOS REGIME, WE CANNOT RECALL ANY CRITICISM BY CHURCH OR OTHER OPPOSITIONIST GROUPS WHICH MONITOR HUMAN RIGHTS DEVELOPMENTS LINKING

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US SECURITY ASSISTANCE TO THOSE ELEMENTS WITHIN MARCOS REGIME DIRECTLY INVOLVED IN HUMAN RIGHTS VIOLATIONS. (NOTE: THERE HAS BEEN SOME CRITICISM, UNDESERVED WE THINK, OF USAID SUPPORT FOR THE CONSTABULARY ANTI-NARCOTICS UNIT IN PAST YEARS BECAUSE OF THAT UNIT'S ALLEGED INVOLVEMENT IN DETAINEE MALTREATMENT. SEE REF B). SPECIFIC UNITS WHOSE MEMBERS HAVE BEEN ACCUSED OF TORTURE/MALTREATMENT OF DETAINEES HAVE PRIMARILY BEEN PC NON-COMBAT (E.G. METROCOM) AND INTELLIGENCE UNITS, NONE OF WHICH WE SUPPORT.

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Message Attributes

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